

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>WELDING ENGINEERS LTD.</b>	:	<b>CIVIL ACTION</b>
<i>Plaintiff</i>	:	
	:	
<b>v.</b>	:	<b>NO. 16-4850</b>
	:	
<b>NFM/WELDING ENGINEERS, INC.</b>	:	
<i>Defendant</i>	:	

**ORDER**

**AND NOW**, this 26<sup>th</sup> day of November 2018, upon consideration of the Defendant's *motion for summary judgment*, [ECF 58], Plaintiff's response in opposition, [ECF 61], and Defendant's Reply, [ECF 73], it is hereby **ORDERED** that Defendant's *motion for summary judgment* is **GRANTED**, *in part*, as follows:

- (1) Defendant's motion is **GRANTED** as to Plaintiff's request at Count I for damages;
- (2) Defendant's motion is **DENIED** as to Plaintiff's request at Count I for specific performance of the delivery of the relevant external documents; as to Count II of Plaintiff's complaint; and as to Counts I, II, and III of the counterclaims.

It is further **ORDERED** that Declaratory Judgment is entered in Defendant's favor as to Count V of the counterclaims, as follows:

- (1) Plaintiff is not entitled to drawings of the vertical feeder; and
- (2) Plaintiff must return to Defendant any drawings of the vertical feeder.

**BY THE COURT:**

/s/ Nitza I. Quiñones Alejandro  
**NITZA I. QUIÑONES ALEJANDRO**  
*Judge, United States District Court*